



13281 U.S. PTO

042204

MAIL STOP PATENT APPLICATION
Attorney Docket No.: 82250X

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

19270 U.S. PTO
10/829399



042204

In re Application of:

KIM, Han-gyoo

Serial No. Not yet assigned

Filed: April 22, 2004

For: **SCALABLE SERVER ARCHITECTURE BASED ON ASYMMETRIC 3-WAY TCP**
(This is a Continuation-In-Part of US Patent Application No.
09/650,644, filed August 30, 2000)

TRANSMITTAL LETTER

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith for filing in the U.S. Patent and Trademark Office is the following:

- (1) Transmittal Letter;
- (2) Filing Form For Continuation-In-Part of US Patent Application;
- (3) 31 Page Continuation-In-Part Patent Application consisting of:
 - ~~14~~ **13** pages specification;
 - 5 pages with 19 claims;
 - 1 page of the abstract
 - 12 sheets drawings;
- (4) Unexecuted Declaration; and
- (5) Postcard for early notification of serial number.

Respectfully submitted,
NATH & ASSOCIATES PLLC

By:

Harold L. Novick
Registration No. 26,011
Customer No. 20529

Date: April 22, 2004
NATH & ASSOCIATES PLLC
1030th 15th Street, NW - 6th Floor
Washington, D.C. 20005
HLN/be

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In re Application of:

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FILING FORM

FOR CONTINUATION-IN-PART OF US PATENT APPLICATION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Sir:

1. This is a Request for filing a
- ☐ Continuation Application under:
 - ☐ 37 CFR § 1.53(b)(1)
 - ☐ Divisional Application under:
 - ☐ 37 CFR § 1.53(b)(1)
 - ☒ Continuation-In-Part (CIP) application
 - ☐ 37 CFR § 1.53(b)(2)

of **prior** ("parent") US Patent application:

Serial No. 09/650,644

Filing Date: August 30, 2000

Entitled: **SCALABLE SERVER ARCHITECTURE BASED ON
ASYMETRIC 3-WAY TCP**

2. ☒ Enclosed for application under 37 CFR § 1.53(b) are:
- ☐ 19 pages of text (specification, claims, abstract)
 - ☐ 19 claims
 - ☐ 12 sheets of drawings

3. The **present** application names the following inventor(s):

Han-gyoo KIM

X Newly executed oath or declaration (original or copy)
will be submitted at a later date pursuant to 37 CFR § 1.41,
1.53

___ Copy from a prior application (37 CFR § 1.52(b))

___ (37 CFR § 1.53--"CIP") The above-identified application (in which no payment of the Issue Fee, abandonment of or termination of proceedings has occurred) is hereby expressly abandoned as of the filing date of this new application.

The **Total Filing Fee** is calculated as follows:

___ Enter the Amendment filed in the prior patent application on
_____ prior to calculating the filing fee.

___ Enter the enclosed Preliminary Amendment prior to
calculating the filing fee.

(Col 1)		(Col 2)		SMALL ENTITY		NON-SMALL ENTITY	
	NUMBER OF CLAIMS FILED		NUMBER OF EXTRA CLAIMS	RATE	FEE		
TOTAL	19	minus 20	0	x9=	0	x18=	0
INDEP	5	minus 3	2	x43=	86	x86=	0
BASE FILING FEE:				+385=	385	+770=	0
<u>xx</u> Multiple Dependent Claims				+145=	0	+290=	0
				TOTAL	471	OR TOTAL	0

X Applicant(s) is/are a "small entity". A Verified Statement Claiming Small Entity Status:

___ was filed in the parent application, and small entity status is still proper and desired ;

X is asserted as allowed under 37 CFR § 1.27.

___ A check including the above-indicated filing fee is enclosed.

- ☒ A Petition for Extension of Time (to keep the parent case pending) is filed herewith, with a check including the \$475.00 extension fee.
- ☐ Assignment document(s) is/are submitted herewith, with a check including the recordation fee of \$40.00 per Assignment.
- ☒ No check is enclosed. A Declaration and Power of Attorney will be submitted at a later date pursuant to 37 CFR § 1.41, 1.53, and/or a check for the "Total Filing Fee" calculated above and a surcharge under 37 CFR § 1.16(e).
- ☒ The prior application is assigned of record to NETKINGCALL, CO., LTD., the Assignment being recorded on August 30, 2000, on Reel 011061, Frame(s) 0472.
- ☐ An original executed Declaration is enclosed.
- ☒ Amend the specification by inserting before the first line the sentence:
- This is a Continuation-In-Part of US Patent Application No. 09/650,644 filed August 30, 2000, which claims priority to Korean Application No. 1999-36874 filed September 1, 1999, the entire contents of which are hereby incorporated by reference in their entirety.--
- ☐ Benefit is claimed under 35 U.S.C. § 119(e) from Patent Application(s) No. _____ filed _____.
- ☒ Foreign priority under 35 U.S.C. § 119 of _____ application(s) Korean No. 199-36874, filed September 1, 1999, is hereby claimed. The certified priority paper(s):
- ☒ was/were filed in the parent case;
- ☐ is/are enclosed herewith;
- ☐ will be submitted at a later date.
- ☒ The power of attorney in this application is to Harold L. Novick, Registration No. 26, 011.
- ☐ The power appears in the original papers in the prior application.
- ☒ The power will be submitted at a later date.

X Address all future communications to:

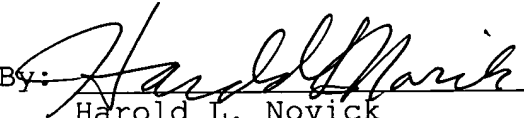
Harold L. Novick
NATH & ASSOCIATES PLLC
1030 15th Street, N.W.- 6th Floor
Washington, D.C. 20005

X If extensions of time under 37 CFR § 1.136 other than those provided herewith are required to prevent abandonment of the parent application, then such extensions of time are hereby petitioned to allow copendency of the parent and the present continuing application. The Commissioner is hereby authorized to charge fee deficiency under 37 CFR § 1.17, or credit any overpayment, to Deposit Account No. 14-0112.

____ Submitted herewith is a check in the amount of \$____.

Respectfully submitted,
NATH & ASSOCIATES PLLC

Date: April 22, 2004

By: 
Harold L. Novick
Reg. No. 26,011
Customer No. 20529

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